

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chairman Joe Balyeat, on February 16, 2009 at 10 A.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Joe Balyeat, Chairman (R)
Sen. Verdell Jackson, Vice Chairman (R)
Sen. Gregory D. Barkus (R)
Sen. Roy Brown (R)
Sen. Jim Keane (D)
Sen. Carolyn Squires (D)
Sen. Donald J. Steinbeisser (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Joseph (Joe) Tropila (D)

Members Excused: Sen. Jim Peterson (R)
Sen. Jonathan Windy Boy (D)

Members Absent: None.

Staff Present: Linda Keim, Committee Secretary
Pat Murdo, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None

Executive Action: SB 151, SB 234, SB 192, SB 363 and
preliminary discussion on SB 122,
SB 351

EXECUTIVE ACTION ON SB 151

00:02:13 **Motion:** Sen. Squires moved **SB 151 DO PASS.**
EXHIBIT(bus36a01)

00:02:50 **Motion:** Sen. Keane moved **TO AMEND SB 151.**

Discussion:

00:03:18 Pat Murdo
00:03:59 Chairman Balyeat
00:04:13 Mark Baker, Attorney, on behalf of Coventry First, LLC
00:06:15 Chairman Balyeat
00:06:22 Mark Baker
00:07:00 Sen. Brueggeman
00:07:20 Chairman Balyeat

00:07:23 **Vote:** Motion carried unanimously 11-0 by voice vote.
Sen. Peterson and Sen. Windy Boy voted by proxy.

00:07:34 **Motion/Vote:** Sen. Keane moved **SB 151 DO PASS AS AMENDED.** Motion carried unanimously 11-0 by voice vote.
Sen. Peterson and Sen. Windy Boy voted by proxy.

EXECUTIVE ACTION ON SB 192

00:09:25 Chairman Balyeat
00:09:49 Pat Murdo
00:09:56 Chairman Balyeat

Note: The committee decided to wait for the Fiscal Note to be delivered later in the meeting.

EXECUTIVE ACTION ON SB 234

00:10:59 **Motion:** Sen. Brown moved **SB 234 DO PASS.**

00:11:37 Sen. Brown moved **TO AMEND SB 234.**

EXHIBIT(bus36a02)

EXHIBIT(bus36a03)

Discussion:

00:12:26 Sen. Brown
00:12:55 Sen. Squires

00:13:28 **Vote:** Motion carried unanimously 11-0 by voice vote.
Sen. Peterson and Sen. Windy Boy voted by proxy.

00:13:50 **Motion:** Sen. Brown moved **TO FURTHER AMEND SB 234.**
EXHIBIT(bus36a04)

Discussion:

00:14:33 Sen. Brown
00:17:06 Pat Murdo
00:18:19 Chairman Balyeat
00:19:55 Sen. Barkus
00:20:53 Pat Murdo
00:21:31 Chairman Balyeat
00:21:42 Sen. Brown

00:22:06 **Vote:** Motion carried unanimously 11-0 by voice vote.
Sen. Peterson and Sen. Windy Boy voted by proxy.

00:23:00 **Motion:** Sen. Keane moved **TO FURTHER AMEND SB 234.**
EXHIBIT(bus36a05)

Discussion:

00:24:21 Pat Murdo
00:24:25 Chairman Balyeat
00:24:33 Sen Keane
00:24:37 Sen. Gillan
00:25:39 Pat Murdo
00:26:29 Sen. Gillan
00:26:35 Sen. Keane
00:26:45 Sen. Squires

00:26:48 Sen. Keane withdrew his motion on the amendment.

00:27:00 **Motion:** Sen. Brown moved **SB 234 DO PASS AS AMENDED.**

Discussion:

00:27:10 Sen. Brown
00:28:00 Sen. Barkus
00:28:55 Chairman Balyeat
00:29:48 Sen. Keane
00:30:43 Sen. Stewart-Peregoy
00:31:28 Sen. Steinbeisser
00:31:57 Sen. Brown
00:33:03 Chairman Balyeat
00:35:24 Sen. Brown
00:35:35 Sen. Keane

00:35:54 **Vote:** Motion carried 6-5 by roll call vote. Sen. Barkus, Sen. Peterson, Sen. Steinbeisser, Sen. Jackson, and Sen. Balyeat voted no. Sen. Peterson and Sen. Windy Boy voted by proxy.

00:37:18 Sen. Keane

EXECUTIVE ACTION ON SB 192

00:37:39 Chairman Balyeat

00:38:42 **Motion:** Sen. Keane moved **SB 192 DO PASS AS AMENDED.**

Note: Amendment was passed in committee 2/4/09.

Discussion:

00:38:50 Sen. Keane
00:39:15 Chairman Balyeat
00:39:44 Pat Murdo
00:41:01 Chairman
00:41:04 Pat Murdo
00:41:37 Chairman Balyeat
00:42:37 Sen. Tropila
00:42:43 Chairman Balyeat
00:43:15 Sen. Barkus
00:44:33 Nancy Butler, Montana State Fund
00:45:18 Sen. Barkus
00:45:50 Sen. Keane
00:45:56 Sen. Brown
00:46:14 Chairman Balyeat
00:47:39 Nancy Butler

00:47:50 **Motion/Vote:** Sen. Brown moved **TO RECONSIDER THE AMENDMENT.** Motion carried unanimously 11-0 by voice vote. Sen. Peterson and Sen. Windy Boy voted by proxy.

00:48:31 **Motion/Vote:** Sen. Brown moved **TO REMOVE THE AMENDMENT.** Motion carried unanimously 11-0. Sen. Peterson and Sen. Windy Boy voted by proxy.

00:49:34 **Motion/Vote:** Sen. Brown moved **TO FURTHER AMEND SB 192.** Motion carried unanimously 11-0 by voice vote.

EXHIBIT (bus36a06)

00:50:11 **Motion/Vote:** Sen. Brown moved **SB 192 DO PASS AS AMENDED.** Motion carried unanimously 11-0 by voice vote. Sen. Peterson and Sen. Windy Boy voted by proxy.

00:51:02 Sen. Keane
00:51:12 Nancy Butler
00:51:19 Pat Murdo
00:51:27 Sen. Keane

EXECUTIVE ACTION ON SB 122 AND SB 351

00:51:35 Chairman Balyeat
[EXHIBIT \(bus36a07\)](#)
[EXHIBIT \(bus36a08\)](#)
[EXHIBIT \(bus36a09\)](#)
[EXHIBIT \(bus36a10\)](#)
[EXHIBIT \(bus36a11\)](#)

Note: These are similar bills and the committee is discussing
how to proceed.

Discussion:

00:52:13 Chairman Balyeat
00:57:09 Pat Murdo
00:57:25 Chairman Balyeat
01:03:18 Kristi Blazer
01:04:02 Chairman Balyeat

01:04:08 Sen. Windy Boy arrived.

01:05:01 Sen. Keane
01:05:41 Sen. Brown
01:06:09 Chairman Balyeat
01:06:13 Sen. Brown
01:06:43 Sen. Steinbeisser
01:07:14 Chairman Balyeat
01:07:47 Sen. Steinbeisser
01:08:07 Sen. Jackson
01:09:22 Chairman Balyeat
01:11:08 Sen. Squires
01:12:53 Sen. Barkus
01:15:36 Chairman Balyeat
01:15:48 Sen. Windy Boy
01:15:58 Chairman Balyeat
01:16:24 Sen. Tropila
01:16:34 Sen. Windy Boy
01:16:57 Sen. Squires
01:17:32 Chairman Balyeat
01:17:49 Sen. Squires
01:18:06 Sen. Stewart-Peregoy
01:18:43 Chairman Balyeat
01:18:54 Sen. Stewart-Peregoy

01:19:01 Sen. Keane
01:19:36 Chairman Balyeat
01:21:21 Sen. Squires
01:21:45 Chairman Balyeat

EXECUTIVE ACTION ON SB 363

01:22:43 **Motion:** Sen. Stewart-Peregoy moved **SB 363 DO PASS.**

01:22:56 **Motion:** Sen. Stewart-Peregoy moved **TO AMEND SB 363.**
EXHIBIT(bus36a12)

Discussion:

01:23:56 Sen. Stewart-Peregoy
01:25:08 Pat Murdo
01:26:33 Chairman Balyeat
01:26:42 Sen. Barkus
01:27:55 Chairman Balyeat
01:28:49 Pat Murdo
01:29:26 Sen. Barkus
01:29:45 Sen. Stewart-Peregoy
01:30:28 Sen. Jackson
01:31:11 Chairman Balyeat

01:31:54 Sen. Stewart-Peregoy withdrew the motion.

01:32:13 Sen. Barkus
01:32:45 Chairman Balyeat
01:33:14 Sen. Stewart-Peregoy
01:33:23 Pat Murdo
01:33:52 Sen. Barkus
01:34:20 Chairman Balyeat
01:36:03 Sen. Stewart-Peregoy
01:36:11 Chairman Balyeat
01:37:04 Sen. Squires
01:38:19 Chairman Balyeat

01:38:28 **Motion/Vote:** Sen. Stewart Peregoy moved **TO**
CONCEPTUALLY AMEND SB 363. Motion carried 9-2 by voice
vote. Sen. Brown and Sen. Squires voted no. Sen.
Peterson voted by proxy.

01:39:34 **Motion/Vote:** Sen. Stewart-Peregoy moved **SB 363 DO PASS**
AS AMENDED. Motion carried 9-2 by roll call vote.
Sen. Brown and Sen. Squires voted no. Sen. Peterson
voted by proxy.

EXECUTIVE ACTION ON SB 122 AND SB 351

01:41:27 Kristi Blazer

Note: Kristi Blazer and Annie Goodwin requested the committee choose which bill to follow up with: SB 122 or SB 351. Chairman Balyeat polled the committee and determined the majority preferred to work with SB 351.

01:43:48 Chairman Balyeat

ADJOURNMENT

Adjournment: 11:48 A.M.

Linda Keim, Secretary

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Additional Documents:

EXHIBIT ([bus36aad.pdf](#))